

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
BRYSON CITY DIVISION**

CRIMINAL NO. 2:08CR12

UNITED STATES OF AMERICA

VS.

AMY ELIZABETH ARCH

DAWN RAE TEESATESKIE

MICHAEL WAYNE WALKINGSTICK

)
)
)
)
)
)
)
)
)
)

ORDER

THIS MATTER is before the Court on the Government's Notice of Restitution and request to file documentation out of time. The Government's request to file such documentation out of time will be allowed.

At the sentencing proceedings for each of the captioned Defendants, the Court directed the Government to provide documentation attesting to the amount of lost wages suffered by the victim herein. The Government has submitted an affidavit from Amy Hoffman for Wade Shows, Inc., stating that the victim, Daniel Perez, earns \$400 per week; as a result of his injuries at the hands of the Defendants herein, he was out of work from March 3, 2008, until May 13, 2008, a period of ten weeks; which totals

\$4,000 in lost wages. **See Attachment A, to Government's Notice of Restitution, filed October 6, 2008.** No Defendant has filed any objection or response to the Government's Notice. Therefore, the Court will direct that this amount of lost wages be incorporated into the Judgments filed herein.

IT IS, THEREFORE, ORDERED that the Clerk prepare Amended Judgments as to each captioned Defendant reflecting the following:

1. The restitution amount on Page 3 of each Judgment should be amended to reflect the total amount of restitution to be \$93,728.74; and
2. The amount of \$4,000 in lost wages be added to the list of Restitution Payees as due and owing to Daniel J. Perez on Page 3a of each Judgment. The paragraph beginning, "The issue of loss (sic) wages will be addressed," shall be deleted.

IT IS FURTHER ORDERED that the Government's request to file out of time is **ALLOWED**.

Signed: October 28, 2008



Lacy H. Thornburg
United States District Judge

